

Department of General Services

1999 Legislative Session Summary

DGS Office of Legislation
November 1999



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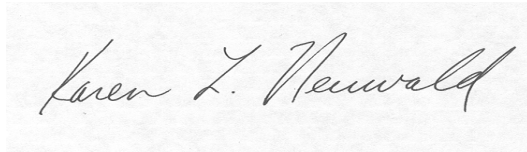
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FORWARD

The following report summarizes the major legislation that affected the Department of General Services (DGS) in 1999.

The Office of Legislation within DGS monitored and reviewed over 3,325 measures providing full analyses on approximately 579 bills. The following is a summary of the bills with particular significance to the department that reached the Governor's desk.

We were involved in a wide range of topics in representing the department's positions and interest to other state agencies, the Legislature, and the Governor. We anticipate that the second year of the 1999-2000 Legislative Session will be equally challenging. If you have questions regarding this summary or would like additional information, please contact Carol Ferreira at (916) 445-3946 or through the Internet at cferreir@dgs.ca.gov.

A handwritten signature in cursive script, reading "Karen L. Neuwald", is displayed on a light-colored, textured background.

KAREN L. NEUWALD, Assistant Director-Legislation
Department of General Services

OFFICE ACRONYMS USED IN THE 1999 LEGISLATIVE SUMMARY

BC	BOARD OF CONTROL
DSA	DIVISION OF THE STATE ARCHITECT
IT	INFORMATION TECHNOLOGY ISSUES
OA	OFFICE OF ADMINISTRATIVE HEARINGS
OHR	OFFICE OF HUMAN RESOURCES
OL	OFFICE OF LEGISLATION
OLS	OFFICE OF LEGAL SERVICES
OPSC	OFFICE OF PUBLIC SCHOOL CONSTRUCTION
ORIM	OFFICE OF RISK AND INSURANCE MANAGEMENT
OSBCR	OFFICE OF SMALL BUSINESS CERTIFICATION AND RESOURCES
PD	PROCUREMENT DIVISION
RES	REAL ESTATE SERVICES DIVISION
RES/APE	REAL ESTATE SERVICES DIVISION/ASSET PLANNING AND ENHANCEMENT
RES/BPM	REAL ESTATE SERVICES DIVISION/BUILDING AND PROPERTY MANAGEMENT
RES/OEA	REAL ESTATE SERVICES DIVISION/OFFICE OF ENERGY ASSESSMENTS
RES/PM	REAL ESTATE SERVICES DIVISION/PROJECT MANAGEMENT
RES/PS	REAL ESTATE SERVICES DIVISION/PROFESSIONAL SERVICES
TD	TELECOMMUNICATIONS DIVISION

LEGISLATIVE SUMMARY OF BILLS ENACTED IN 1999

**UNLESS OTHERWISE INDICATED, THESE STATUTES
WILL BE EFFECTIVE JANUARY 1, 2000**

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Measure (Author)	Topic	Office	Chapter	Code Section Affected
AB 75 (Strom-Martin)	State Agency Recycling: waste diversion	PD	764	
<p>Summary: Requires, subject to review and approval by the California Integrated Waste Management Board (CIWMB), state agencies to develop and implement integrated waste management plans to reduce the amount of solid waste disposed of by 25 percent by January 1, 2002, and 50 percent by January 1, 2004. The bill would also require, subject to review and approval by the CIWMB, state agencies leasing or constructing state facilities to ensure adequate space is set aside for the storage and collection of recyclable materials.</p>				<p><i>An act to add Sections 40148, 40196.3, and 41821.2 to, to add Chapter 18.5 (commencing with Section 42920) to Part 3 of Division 30 of, and to repeal Sections 42922, 42923, 42927, and 42928 of the Public Resources Code</i></p>
AB 150 (Aroner)	California Child Support Automation System	PD	479	
<p>Summary: Requires the state agency designated as the single state agency responsible for operating the child support enforcement program, through the Franchise Tax Board as its agent, to be responsible for procuring, developing, implementing, and maintaining the operation of the California Child Support Automation System in all California counties. (Urgency Statute--effective September 27, 1999.)</p>				<p><i>An act to amend Section 17710 of the Family Code, to amend and repeal Section 15200.95 of, and to repeal and add Chapter 4 (commencing with Section 10080) of Part 1 of Division 9 of the Welfare and Institutions Code, and to amend Item 5180-001-0001 of the Budget Act of 1999</i></p>

Measure (Author)	Topic	Office	Chapter	Code Section Affected
AB 187 (Hertzberg)	Grant Information Act of 1999	RESD/PM	405	
<p>Summary: Allows state agencies to make available on their Internet websites, a listing of all grants administered by that agency, as specified, after July 1, 2001. This measure states that the term grant does not include the procurement of goods or services for a state agency nor the acquisition, construction, alteration, or repair of real property for a state agency.</p>				<i>An act to add Chapter 5.2 (commencing with Section 8333) to Division 1 of Title 2 of the Government Code</i>
AB 290 (Steinberg)	Design-Build: Leland Stanford State Historical Park	OLS RESD/PM	733	
<p>Summary: Allows the Director of the Department of Parks and Recreation (DPR) to utilize the provisions granting the DGS authority to perform design build projects, in order to complete a restoration of the Leland Stanford Mansion. The measure does require the Director of the DPR to contract with the DGS or a mutually agreeable private contractor to provide project management services to assist in the completion of the restoration.</p>				<i>An act to add Article 3 (commencing with Section 5080.50) to Chapter 1.2 of Division 5 of the Public Resources Code</i>
AB 300 (Corbett)	Seismic Safety: schools	DSA	622	
<p>Summary: Requires the DGS, in consultation with Seismic Safety Commission, to conduct a seismic safety survey of the state's public school buildings, constructed prior to 1976, that house grades K-12 and to submit a report by December 31, 2001, to the Legislature and the Governor that summarizes the findings of the seismic safety survey and makes recommendations about future actions that should be taken to address the problems found by the seismic safety survey. The bill requires the DGS to pursue non-state funding of up to \$500,000 for the costs of performing the survey. If the non-state funding is not secured, the DGS would be required to seek funding through future Budget Acts or other legislation for the purposes of conducting the seismic safety survey.</p>				<i>An act to add Section 17317 to the Education Code</i>

Measure (Author)	Topic	Office	Chapter	Code Section Affected
AB 387 (Wildman)	School Facilities: site contamination	OPSC	992	
<p>Summary: Affects the school site acquisition process and makes changes to the Leroy F. Greene School Facilities Act of 1998 (SFA). The bill establishes an environmental hardship category that allows eligible district projects to have funds reserved for the state's share of site acquisition and clean-up of a proposed site before the site has been certified by the CDE and the Department of Toxic Substances Control (DTSC) as being free from contamination. For those district projects meeting the eligibility criteria for environmental hardship, the bill specifies that the date the State Allocation Board (SAB) approves the reservation of funds for site acquisition shall become the approval date for state construction funding purposes. The bill also changes the existing formula for funding projects under the existing SFA for all districts. Essentially, the changes authorize the reimbursement of 50 percent of all costs, including administration, related to the study, testing, and remediation of toxic substances in a site to be acquired. The existing formula would also reimburse for these costs, excepting administration, to the extent the costs are included within the current fair market value of a site as a clean site. This bill would eliminate the current market value as a cap. The bill requires school districts to reimburse the DTSC for all costs incurred by the department related to certifying the preliminary endangerment assessment response. This is a reimbursable expense under the SFA for which the state would pay 50 percent of the cost. Finally, the bill requires the SAB to develop regulations that allow school districts with financial hardship site acquisition funding prior to ownership of the site or evidence that the site is in escrow.</p>				<i>An act to amend Sections 17070.50 and 17268 of, and to add Sections 17072.13, 17213.2, and 17213.3 to the Education Code</i>
AB 404 (Kuehl)	Estate Taxes: satisfaction	RES/PS	485	
<p>Summary: Requires the State Controller to determine whether acceptance of the deed of trust on 160 acres of real property located in Malibu will satisfy the estate taxes and interest due on the Frank Capra estate. If the Controller makes this determination, then the DGS shall accept the deed on behalf of the Controller, and transfer it to the Department of Parks and Recreation (DPR). If the Controller determines that acceptance of the deed will not fully satisfy the amount of taxes and interest owed on the Capra estate, then the Legislature finds and declares that acceptance of the deed serves a public purpose because it will allow the completion of the Backbone Trail of the Santa Monica Mountains, and the DGS may accept the deed on behalf of the Controller in lieu of any estate taxes and interest due on the Capra estate. The property shall be transferred to the DPR.</p>				<i>An act relating to taxation</i>
AB 409 (Dickerson)	Disabled Veterans: contracts	OSBCR	767	
<p>Summary: Allows a business concern that is certified as a disabled veteran business enterprise (DVBE) to retain that certification for up to three years after the death or permanent disability of the disabled veteran if the DVBE is inherited or controlled by the disabled veteran's spouse or child, or by both. This would only apply to contracts entered into prior to the disabled veteran's death or permanent disability. The bill would also allow the Department of Veterans Affairs to appoint an advocate to oversee and report on the DVBE program. In addition, the bill adds similar provisions to the Military and Veterans Code that are currently in the Public Contract Code relating to the three percent participation goals for disabled veteran business enterprises.</p>				<i>An act to amend Sections 999, 999.5, and 999.7 of, and to add Sections 999.2, 999.11, and 999.12 to the Military and Veterans Code</i>

Measure (Author)	Topic	Office	Chapter	Code Section Affected
AB 562 (Cardenas)	School Facilities: funding priorities	OPSC	178	
Summary: Requires the State Allocation Board to adopt the priority regulations to rank approved applications if either (1) the total state funds necessary for funding all approved projects exceed the total state funds actually in the 1998 State School Facilities Fund for allocation for this purpose, or (2) the actual amount of the unallocated proceeds of state bonds available on or after July 1, 2000, for new construction is \$300,000,000.				<i>An act to amend Section 17072.25 of the Education Code</i>
AB 574 (Hertzberg)	Public Contracts: responsible bidder	RES/PS RES/PM	972	
Summary: Defines the term "responsible bidder", and authorizes a local public entity to require each prospective bidder for a contract to complete and submit to the entity a standardized questionnaire and financial statement. This bill requires, with a specified exception, any local public entity requiring standard questionnaires and financial statements to adopt and apply a uniform system of rating bidders on the basis of standard questionnaires and financial statements. This bill requires the Department of Industrial Relations, in collaboration with affected agencies and interested parties, to develop and draft a standardized questionnaire that public entities may use and to develop guidelines for rating bidders. The bill requires the public entity requiring the prequalification to establish a process to permit prospective bidders to dispute their proposed prequalification rating. This bill provides for the consent to the substitution of another person as a subcontractor in the situation when the awarding authority determines that a listed subcontractor is not a responsible contractor.				<i>An act to amend Section 4107 of, and to add Sections 1103 and 20101 to the Public Contract Code</i>
AB 606 (Jackson)	Victims of Crimes: payments	BC	584	
Summary: Makes changes to the statutes governing the State Board of Control's (Board) Victims of Crime (VOC) Program. The bill (1) authorizes a cash payment of up to \$2,000 for relocation expenses incurred by an adult victim of domestic violence; (2) authorizes the Board to reimburse the cost of services provided by certified child life specialists on a pilot project basis until January 1, 2004; (3) provides that persons who are victimized in their homes can be reimbursed for enhanced residential security up to a maximum of \$1,000; and (4) provides for reimbursement for renovating and/or retrofitting a victim's home or vehicle up to \$5,000 when the victim becomes permanently disabled as a result of a crime.				<i>An act to amend Sections 13961.1 and 13965 of, and to add and repeal Section 13968.5 of the Government Code, and to amend Section 1202.4 of the Penal Code</i>

Measure (Author)	Topic	Office	Chapter	Code Section Affected
AB 636 (Migden)	School Facilities	OPSC	718	
Summary: Establishes a program whereby the California School Finance Authority (CSFA) may purchase from school districts the rights to funding that has been approved but not funded for district projects under the Leroy F. Greene School Facilities Act of 1998. In return, the district may receive loans from the CSFA contemporarily rather than have to wait for the next bond funding cycle. (Urgency Statute--effective October 10, 1999.)				<i>An act to amend Sections 17180 and 17199.1 of the Education Code</i>
AB 685 (Thomson)	Accessibility Standards: blind and visually impaired	DSA	386	
Summary: Prohibits the sale of detectable warning or direction surfaces unless the product is certified by an independent entity selected by the Division of the State Architect, DGS. The measure allows the DGS to impose fees for reimbursement of costs associated with code development and administration of the registration and approval program. These fees shall be paid by manufacturers of detectable warning products and directional surfaces.				<i>An act to add Section 4460 to the Government Code</i>
AB 695 (Mazzoni)	School Facilities: construction and modernization	OPSC	858	
Summary: This is a comprehensive bill that makes both substantive and technical changes to the School Facilities Act of 1998 (SFA).				<i>An act to amend Sections 15340, 17009.5, 17070.15, 17070.75, 17071.10, 17071.25, 17071.75, 17072.10, 17072.20, 17074.10, 17076.10, and 100420 of, to add Section 17072.17 to, and to repeal Section 15341 of the Education Code, to amend Section 1003 of the Elections Code, and to amend Sections 65995.5 and 65995.6 of the Government Code</i>
<ul style="list-style-type: none"> Requires the State Allocation Board (SAB) to adopt regulations to ensure that an appropriate offset is made from funds approved pursuant to the SFA, for funds awarded to school districts pursuant to Chapter 12 (commencing with Education Code Section 17000) prior to November 4, 1998. After January 1, 2000, authorizes the SAB to adjust the loading standards for non severe or severe special day classrooms after considering the recommendations of the Legislative Analyst. Allows the SAB to change loading standards after January 1, 2001, for continuation high schools, community day schools, county community schools, and county community day school teaching stations. Requires that districts count as part of existing school capacity facilities that are not built under the state program. For new construction, the SFA authorizes the SAB to augment state grant allowances by an amount necessary to assist school districts having an enrollment of 2,500 Average Daily Attendance (ADA) or less to fund administrative expenses up to \$7,500 and for modernization up to \$2,500. Requires the DGS, in conjunction with the state Department of Education, the Department of Finance, and the Legislative Analyst to review the loading standards for continuation high schools, community day schools, county community schools, and county community day school teaching stations and recommend any modifications by September 1, 2000. Allows the SAB to establish a supplemental grant amount for modernization of multi-story facilities. Makes a statutory change to Proposition 1A class size reduction provisions. 				

Measure (Author)	Topic	Office	Chapter	Code Section Affected
AB 724 (Dutra)	Year 2000 Problem Good Government Omnibus Act - 1999	IT	784	
Summary: Among other things: (1) exempts state agencies from the California Prompt Payment Act if the agencies' inability to pay properly submitted invoices is due to problems associated with the Year 2000 (Y2K) problem; and (2) authorizes state agencies to request Y2K problem information from their suppliers and declare state policy on doing business solely with firms who provide state agencies with requested information on Y2K problems. (Urgency Statute--effective October 10, 1999.)				<i>An act to amend Sections 27 and 2027 of, and to add and repeal Section 4052.5 of the Business and Professions Code, to amend Section 1798.16 of the Civil Code, to amend Sections 927.2, 927.5, 8331, 8557, 8558, 11015.5, and 11018.5 of, to add Sections 8588.8, 11006.5, and 12814 to, to add Article 9.8 (commencing with Section 8609) to Chapter 7 of Division 1 of Title 2 of, to add and repeal Section 6277 of, and to add and repeal Article 12 (commencing with Section 19991.15) of Chapter 2.5 of Part 2.6 of Division 5 of Title 2 of the Government Code, to add Part 5.5 (commencing with Section 22350) to Division 2 of the Public Contract Code, and to amend Section 311.5 of the Public Utilities Code</i>

Measure (Author)	Topic	Office	Chapter	Code Section Affected
AB 861 (Campbell)	Seismic Safety Standards	DSA	179	
Summary: Allows community colleges to use buildings located on closed military bases if they are deemed to be in substantial compliance with the Field Act.				<i>An act to amend Section 81149 of the Education Code</i>
AB 883 (Committee on Rules)	State Property: design-build	RES/PM	625	
Summary: Requires the DGS, if it proceeds to acquire the East End Project (East End) by means of a design build process, to provide a status report to the Legislature beginning July 1, 1999, on a quarterly basis detailing the progress on the project. Further, the measure provides that project costs for the East End may include payments for the relocation of the Francis House, which will be displaced by the project. These payments may not exceed \$120,000. (Urgency statute--effective October 10, 1999.)				<i>An act to amend Section 8169.5 of the Government Code</i>
AB 939 (Brewer)	School Facilities Deferred Maintenance	OPSC	390	
Summary: Requires a governing board of a school district to discuss proposals and plans for expenditure of funds for the deferred maintenance of school district facilities at a regularly scheduled public hearing, and would require the board to report to the Legislature by March 1, in any year that the school district does not set aside prescribed funds for facility deferred maintenance, with copies to the Superintendent of Public Instruction, the State Board of Education, the Department of Finance, the State Allocation Board, and the public.				<i>An act to amend and renumber Section 39619 of, and to add Section 17584.1 to the Education Code</i>

Measure (Author)	Topic	Office	Chapter	Code Section Affected
AB 1105 (Jackson)	State Government	OFS	67	
Summary: Makes the statutory changes necessary for implementation of the Budget Act of 1999 relative to state government administration. (Urgency Statute—effective July 6, 1999.)				<i>An act to amend Sections 138 and 4938 of, and to add Section 139 to, the Business and Professions Code, to add and repeal Title 11.5 (commencing with Section 1730) of Part 3 of the Code of Civil Procedure, to add Section 4101.2 to the Food and Agricultural Code, to amend Sections 8690.6 and 15301 of, to amend, repeal, and add Section 68616 of, and to add Sections 11754.1 and 68617 to the Government Code, to amend Sections 44011, 44017.1, 44060, 44062.1 44094, 50880, 50881, 50881.5, 50882, 50887, 50888.3, 50888.5, 50888.7, 50889.5, 50890, 50893.5, 50893.7, 50893.9, 51451, 51452, and 51455 of, to add Sections 44000.1 and 44091.2 to, to repeal Sections 50884 and 51453 of, and to repeal and add Section 50895 of the Health and Safety Code, to add Section 311.1 to the Public Utilities Code, to repeal Section 19556 of the Revenue and Taxation Code, and to amend Section 3 of Chapter 328 of the Statutes of 1998</i>

Measure (Author)	Topic	Office	Chapter	Code Section Affected
AB 1119 (Committee on Budget)	Claims Against the State: appropriation	BC	131	<i>No Code Sections added, amended, or repealed</i>
Summary: This DGS-sponsored bill appropriates \$1,603,769.45 from the General Fund and various special funds to the State Board of Control (Board) for payment of 238 claims approved by the Board. (Urgency Statute--effective July 20, 1999.)				
AB 1136 (Strom-Martin)	School Facilities: classroom telephones	OPSC	709	<i>An act to add Article 10 (commencing with Section 17077.10) to Chapter 12.5 of Part 10 of, and to add Section 17096 to the Education Code</i>
Summary: Requires, commencing with applications submitted on or after January 1, 2000, any school district applying for funding pursuant to the Leroy F. Greene School Facilities Act of 1998 to include in its plans and specifications for the construction or fabrication of a new or modernized school building, as defined, that includes the construction or fabrication of new or modernized classrooms, a hard-wired connection to a public switched network in each new or modernized classroom. This bill would require, commencing with leases entered into on or after January 1, 2000, the plans and specifications for portable classrooms funded under the State Relocatable Classroom Law of 1979 to include a provision for a telephone in each portable classroom. The bill would provide that these requirements may be met by utilizing wireless technology equal to a hard-wired connection to a public switched telephone network.				
AB 1314 (Pescetti)	Public Contracts: plans and specifications	RESD/PM	875	<i>An act to add Section 1104 to the Public Contract Code</i>
Summary: Prohibits local governmental entities from requiring bidders to assume responsibility for the completeness and accuracy of architectural or engineering plans and specifications except on clearly designated design-build projects.				
AB 1421 (Wright)	Gas and Electric Service	RESD/OEA	909	<i>An act to add Sections 328.1, 328.2, and 374.5 to, and to repeal and add Section 328 of the Public Utilities Code</i>
Summary: Requires the Public Utilities Commission to require each gas corporation to provide bundled basic gas service, as defined, to all core customers in its service territory unless the customer chooses or contracts to have natural gas purchased and supplied by another entity. The bill would specify that a public utility gas corporation shall continue to be the exclusive provider of revenue cycle services, as defined, in its service territory, except as specified, and would require the Commission to require the distribution rate to continue to include after-meter services, as defined.				

Measure (Author)	Topic	Office	Chapter	Code Section Affected
AB 1473 (Hertzberg)	Capital Outlay: state planning and funding	RESD/PM	606	
<p>Summary: Requires the Governor to annually submit a five-year capital infrastructure plan identifying state infrastructure needs and associated funding priorities to the Legislature in conjunction with the January 10 Governor's Budget beginning in January, 2002. The plan will provide guidelines delineating the state's capital outlay policies and priorities. The measure repeals the requirement of the Director of Finance to submit an annual ten-year capital outlay report to the Governor, the Treasurer and specified legislative committees.</p>				<p><i>An act to repeal and add Article 2 (commencing with Section 13100) of Chapter 2 of Part 3 of Division 3 of Title 2 of the Government Code</i></p>
AB 1497 (Floyd)	Solid Waste: purchase of printer or duplicator cartridges	PD	910	
<p>Summary: Prohibits state agencies from purchasing any printer or duplication cartridge for which the manufacturer, wholesaler, distributor, retailer, or remanufacturer places restrictions on the recycling or remanufacturing of that cartridge by any other person unless those persons enter into a signed agreement with their customers consenting to the return of those used cartridges to that person for purposes of recycling. The bill would require each state agency to print a statement on the cover of its bid packages for printer or duplicator cartridges notifying all bidders of the requirements discussed above.</p>				<p><i>An act to add Section 12156 to the Public Contract Code</i></p>
AB 1551 (Pescetti)	Energy Efficiency	OPSC	981	
<p>Summary: Includes two separate provisions relating to energy efficiency as follows: (1) Allows school districts, in applications for state school construction funds, to certify to the State Architect that an energy analysis and report has been prepared that shows the utility savings that would be achieved if energy efficient technologies were used in the project; and (2) Extends the sunset dates for the Energy Efficiency Revenue Bond Program (Energy Bond Program) and an associated statute regarding benefit sharing from the current expiration date of January 1, 2000, to January 1, 2005.</p>				<p><i>An act to add Article 10 (commencing with Section 17077.10) to Chapter 12.5 of Part 10 of the Education Code, to amend Section 15814.15 of the Government Code, and to amend Section 25008.5 of the Public Resources Code</i></p>

Measure (Author)	Topic	Office	Chapter	Code Section Affected
AB 1622 (Thomson)	Surplus State Property: lease: City of Vacaville	RES/PS	243	
Summary: Authorizes the DGS with the consent of the California Department of Corrections to enter into a lease agreement with the City of Vacaville, not to exceed 40 years. (Urgency Statute--effective August 27, 1999.)				<i>An act to amend Section 14672 of the Government Code</i>
AB 1627 (Machado)	School Facilities: Tracy Joint Unified School District	OPSC	857	
Summary: Provides for an exception to existing law by excluding the "excess capacity" of Delta Island Elementary School District from the calculation of Tracy Joint Unified School District's grant eligibility under the Leroy F. Greene School Facilities Act of 1998. The bill also provides general authority for the State Allocation Board to adopt regulations governing the calculation of existing building capacity when a district is reorganized.				<i>An act to amend Section 17071.10 of the Education Code</i>
AB 1633 (Committee on Veterans Affairs)	School Facilities: DVBE	OPSC	133	
Summary: Requires any school district using funds allocated pursuant to the School Facilities Act of 1998 for school construction or modernization to "have a participation goal of at least 3 percent per year, of the overall dollar amount expended each year by the school district, for disabled veteran business enterprises."				<i>An act to add Section 17076.11 to the Education Code</i>
AB 1676 (Committee on Judiciary)	Stipulated Reversals of Judgment	OLS	508	
Summary: Prohibits an appellate court from reversing or vacating a duly entered judgment upon an agreement or stipulation of the parties unless the court finds that the reversal would not adversely affect the interests of nonparties and the public. This measure will effectively undo the Neary v. Regents of the University of California decision of 1992 (3 Cal. 4th 273).				<i>An act to amend Section 128 of the Code of Civil Procedure</i>
AB 1695 (Davis)	State Property	RES/PS	870	
Summary: This DGS-sponsored bill is the annual surplus property bill sponsored by the DGS.				<i>An act to amend Sections 2 and 3 of Chapter 625 of the Statutes of 1991, and to repeal Section 10 of Chapter 620 of the Statutes of 1989</i>

Measure (Author)	Topic	Office	Chapter	Code Section Affected
ACR 57 (Hertzberg)	Commemorative State Seals	RESD/PM	Res. Ch. 104	
Summary: Provides for the creation of a 13-member Commemorative Seals Advisory Committee to make recommendations to the Governor and the Legislature regarding the design, construction, and dedication of two commemorative seals, one honoring Native Americans in California and the other honoring California's Spanish and Mexican heritage, for installation on the landing of the upper steps on the west side of the State Capitol on the level below the Great Seal of California.				<i>Relative to commemorative state seals</i>
SB 27 (Burton)	State Finances	BC	95	
Summary: Returns to the State Board of Control from the State Controller's Office the responsibility for approving state agencies' applications for discharge from accountability (relief from the obligation to recover an uncollectible debt). (Urgency Statute--effective July 13, 1999.)				<i>An act to amend Section 16302.1 of, to add Sections 13940, 13941, 13942, 13943, 13943.1, and 13943.2 to, and to repeal Sections 16301.6, 16301.7, and 16301.8 of the Government Code</i>
SB 96 (Peace)	Electrical Restructuring: Independent System Operator	RESD/OEA	510	
Summary: Declares legislative intent and revises specific provisions relating to the governing structures of the Independent System Operator and the Power Exchange, and the duties of the Electricity Oversight Board, relative to the issue of electrical restructuring in the state. These statutory changes will reflect a recent jurisdictional settlement between the state and the Federal Energy Regulatory Commission.				<i>An act to amend Sections 335, 337, 338, and 339 of, to add Section 341.5 to, and repeal and add Section 359 of the Public Utilities Code</i>

Measure (Author)	Topic	Office	Chapter	Code Section Affected
SB 115 (Solis)	Environmental Justice	RES/PM	690	
<p>Summary: The California Environmental Quality Act, requires the Office of Planning and Research (OPR) to prepare, and the Secretary of Resources to certify and adopt, guidelines for use in implementing the Act. This bill would provide that the OPR is the coordinating agency in state government for environmental justice programs. The measure would define 'environmental justice' to mean the fair treatment of people of all races, cultures, and incomes with respect to the development, adoption, implementation, and enforcement of environmental laws and policies. Among other things, the bill requires each state agency to make environmental justice a part of its mission.</p>				<p><i>An act to add Section 65040.12 to the Government Code, and to add Part 3 (commencing with Section 72000) to Division 34 of the Public Resources Code</i></p>
SB 142 (Baca)	Schools: facilities	DSA	304	
<p>Summary: Extends, by one year, State Allocation Board waivers of Field Act requirements for existing private buildings, acquired for conversion for use as school buildings, if the work to make the buildings comply with the Field Act has started by January 1, 2000.</p>				<p><i>An act to add Section 17284.5 to the Education Code</i></p>
SB 162 (Escutia)	School Facilities: contamination	OPSC	1002	
<p>Summary: Relates to the approval process for school site acquisition that is administered by the Department of Toxic Substance Control and the California Department of Education, prior to submission to the State Allocation Board for funding under the School Facilities Act.</p>				<p><i>An act to add Sections 17210, 17210.1, and 17213.1 to the Education Code</i></p>
SB 243 (McPherson)	Recreational Property: attorney's fees	BC	775	
<p>Summary: Requires the State Board of Control to allow a claim for reasonable attorneys' fees incurred by an owner of, or interest in, real property or a public entity in a specified civil action brought by, or on behalf of, a person who seeks to restrict, prevent, or delay public use of that property.</p>				<p><i>An act to amend Section 846.1 of the Civil Code</i></p>

Measure (Author)	Topic	Office	Chapter	Code Section Affected
SB 281 (Chesbro)	Veterans' Homes: Morale Welfare and Recreation Fund	RES/PS	902	
<p>Summary: Creates the “Morale, Welfare, and Recreation Fund” (Fund) at the California Veterans’ Home in Yountville, replacing the existing “Post Fund.” Further, the measure would continuously appropriate funds derived from: (1) the Veteran’s Home Exchange; (2) the issuance of prisoner-of-war special license plates; (3) the golf course green fees and range ball fees; (4) all donations to the Fund; (5) the interest earned on invested funds; (6) the estates of deceased members; and (7) other funds as specified, and place those revenues into the newly-created Fund.</p>				<p><i>An act to amend Sections 1023, 1047, 1048, and 1049 of, and to repeal Section 1023.5 of the Military and Veterans Code</i></p>

Measure (Author)	Topic	Office	Chapter	Code Section Affected
SB 334 (Alpert)	Youthful Offenders: education	BC	996	
Summary: Would: (1) enact the “No More Victims’ Violence Prevention Strategy” regarding juvenile crime; (2) add new provisions governing the abatement of street gang activity as a public nuisance; and (3) add Welfare and Institutions Code Section 730.7 requiring a minor ordered to pay restitution to report to the court annually until the order is fulfilled.				<i>An act to amend Sections 35294.1, 35294.5, 35294.6, 35294.7, 35294.8, and 35294.9 of, to add Article 10.4 (commencing with Section 35294.10) to Chapter 2 of Part 21 of, and to amend and repeal Section 35294.2 of the Education Code, to add Sections 1170.17 and 1170.19 to the Penal Code, and to amend Sections 602, 606, 625.3, 628.1, 629, 656.2, 676, 676.5, 827, 827.5, and 1120.1 of, to amend and renumber Section 827.1 of, to add Sections 602.5, 725.1, and 730.7 to, and to repeal and add Section 827.6 of, the Welfare and Institutions Code</i>

Measure (Author)	Topic	Office	Chapter	Code Section Affected
SB 400 (Ortiz)	Public Employees' Retirement System: benefits	OHR	555	
<p>Summary: Provides that state miscellaneous and state industrial members hired or returning to state service, as specified, on or after January 1, 2000, shall be subject to First Tier benefits unless they elect to be subject to Second Tier benefits; authorize members subject to Second Tier benefits to elect to become subject to First Tier benefits and contribution rates, and provide that members subject to modified First Tier benefits shall become subject to First Tier benefits. The bill would also establish the means for members subject to Second Tier benefits, who are employed by the state on or after January 1, 2000, to elect to have their former Second Tier service converted to First Tier service. The Public Employees' Retirement Law prescribes a 2 percent at age 60 retirement formula for state miscellaneous, university, state industrial and school members. This bill would make that formula inapplicable to those members employed by the state on or after January 1, 2000, except as specified, and would instead prescribe a 2 percent at age 55 retirement formula, as specified. The bill would also provide a 1 to 6 percent, inclusive, retirement allowance increase for certain retired state and school members.</p>				<p><i>An act to amend Sections 20391, 20392, 20393, 20395, 20397, 20398, 20405.1, 20405.3, 20407, 20409, 20677, 20683, 20687, 20822, 21070, 21071, 21072, 21073, 21073.5, 21077, 21130, 21337, 21353, 21353.5, 21362, 21363, 21363.5, 21369, 21372, 21373, 21374, 21403, 21407, 21572, 21573, and 21581 of, and to add Sections 20035.5, 21070.5, 21070.6, 21073.1, 21073.7, 21251.13, 21328, 21354.1, 21362.2, 21363.1, and 21369.1 to, to repeal Sections 21363.6 and 21573.5 of, and to add and repeal Section 21574.7 of the Government Code</i></p>
SB 431 (Alarcon)	51st District Agricultural Association	RES/PS	174	
<p>Summary: Allows the 51st District Agricultural Association to use the proceeds of a previous sale of property for the lease and improvement of real property for use as a permanent fairground site. (Urgency Statute--effective July 26, 1999.)</p>				<p><i>An act to amend Section 1 of Chapter 1005 of the Statutes of 1982</i></p>

Measure (Author)	Topic	Office	Chapter	Code Section Affected
SB 463 (Committee on Appropriations)	Claims Against the State	BC	25	<i>No Code Sections added, amended or repealed</i>
Summary: This DGS-sponsored bill appropriates \$1,255,178.62 to the State Board of Control (Board) for the payment of 272 claims approved by the Board for the period between April 1, 1998 and November 30, 1998. (Urgency Statute--effective May 26, 1999.)				
SB 526 (Kelley)	Coachella Valley Mountain Conservancy	RES/PS RES/APE	419	<i>An act to amend Sections 33500, 33501, 33502, 33503, 33601, 33700, and 33702 of, the Public Resources Code</i>
Summary: Provides for the Coachella Valley Mountain Conservancy (Conservancy) to additionally acquire and hold, in perpetual open space, natural community conservation lands, defined as all lands within the territory of the Conservancy, the preservation of which is necessary to implement a natural community conservation plan, as provided. The bill would increase the number of voting members on the governing board to 21 by making the Regional Director for the Pacific West Region of the National Park Service an additional member of the board.				
SB 565 (Costa)	State Facilities: Department of Transportation: study	RES/PS RES/PM	951	<i>An act to add and repeal Section 14669.7 of the Government Code</i>
Summary: Requires the DGS to complete a study regarding the acquisition and construction of a state facility in the county of Fresno, for use by the Department of Transportation and other state agencies. The report shall be presented to the Legislature on or before July 1, 2000.				
SB 669 (Polanco)	Local Emergency Telephone Systems: PUC	TD	677	<i>An act to amend Section 53114.1 of the Government Code, and to add Chapter 1.5 (commencing with Section 270) to Part 1 of Division 1 of the Public Utilities Code</i>
Summary: Among other things, adds a city and a county representative to the list of entities whom the DGS' Telecommunications Division is required to consult with to implement the state 911 program.				

Measure (Author)	Topic	Office	Chapter	Code Section Affected
SB 678 (Polanco)	State Property: access: telecommunications	TD	676	
<p>Summary: Authorizes the Director of the DGS and the Department of Transportation (DOT) to negotiate in the name of the state rights-of-way for telecommunications and information technology and determine the amount of consideration for a right-of-way such as: lease, permit, or other form of monetary or service consideration for the access. The bill would also require the Director of the DGS to establish, no later than July 1, 2000, an interagency committee comprised of specified department directors, for the purpose of evaluating the use of state property for telecommunications and information technology services by private parties. The bill would require the committee to establish a council to obtain input from the private sector. The bill would require the committee to prepare and submit a report to the Legislature and the Governor, on or before January 1, 2004, regarding its activities, its recommendations to various state agencies, and inventory of the companies that are granted access to state-owned property each year, and the purposes of that access. The bill sunsets these provisions on January 1, 2005.</p>				<p><i>An act to add Section 14666.6 to, and to add and repeal Section 14666.7 of the Government Code</i></p>
SB 770 (McPherson)	DeLaveaga Park Property: recreational use	RESD/PS RESD/APE	188	
<p>Summary: Expresses legislative intent with regard to the DeLaveaga Park Property and would require the real property within the DeLaveaga Park Property owned by the state to be used for a National Guard camp of instruction and, if that use is determined by the Adjutant General to be no longer necessary for that purpose, would require the DGS to reconvey the real property to the city, to be used in perpetuity for public recreational purposes. The bill would direct the department to convey to the city its fee interest in that portion of the DeLaveaga Park Property currently leased to the city to be used as a municipally owned public golf course for as long as the city determines and, thereafter, used, in perpetuity, as a municipally owned public recreational area, if the city simultaneously conveys in fee to the state the portion that is currently leased to the state, to be used for public recreational purposes. The bill would require that the DeLaveaga Park Property revert to the possession, control, and ownership of the state if any of the conditions for the use of that real property are violated.</p>				<p><i>An act relating to the DeLaveaga Park Property</i></p>
SB 820 (Sher)	Electronic Transactions	OLS PD	428	
<p>Summary: Provides that a record or signature may not be denied legal effect or enforceability solely because it is in electronic form. The bill would provide that a contract may not be denied legal effect or enforceability solely because an electronic record was used in its formation. It would provide that if a law requires a record to be in writing, or if a law requires a signature, an electronic record satisfies the law. The bill would authorize the provision of written information by electronic record. The bill would set forth provisions governing changes and errors, the effect of electronic signatures, and admissibility in evidence.</p>				<p><i>An act to add Title 2.5 (commencing with Section 1633.1) to Part 2 of Division 3 of the Civil Code, and to amend Section 18608 of the Financial Code</i></p>

Measure (Author)	Topic	Office	Chapter	Code Section Affected
SB 827 (Sher)	Recycled Materials	PD	816	
Summary: Replaces the existing 50 percent goal for state agency purchases of recycled paper products and would instead require state agencies to purchase at least 50 percent recycled paper products. The bill would also delete the January 1, 2001, sunset date for the Recycled Paper Purchase Program. This bill would also require the Director of the California Department of Transportation to determine the cost effectiveness of using recycled materials in road construction and repair services based on: 1) the lifespan and durability of pavement containing recycled materials; and 2) the maintenance cost of the pavement containing recycled materials.				<i>An act to amend Sections 12162, 12205, 12305.5, and 12310 of the Public Contract Code, and to amend Section 42701 of the Public Resources Code</i>
SB 951 (Hayden)	State Employees: disclosure of improper activities	OHR OLS OAH	673	
Summary: Revises the protection afforded to persons who make a disclosure to include persons who make a protected disclosure, as defined, or refuse to obey an illegal order and would provide that a protected disclosure includes disclosure to anyone of information that may evidence an improper governmental activity or evidence any condition that may significantly threaten the health or safety of employees or the public if the disclosure was made for the purpose of remedying the condition. The bill would also provide that nothing in the bill is intended to supersede or limit the right to make a privileged publication in an official proceeding with regard to information provided under the act. The bill would make conforming changes with respect to the California State University and the University of California. Violation of the prohibition against interfering with the right of an employee to make a disclosure is a crime.				<i>An act to amend Sections 8547, 8547.2, 8547.3, 8547.8, 8547.10, 8547.12 of, and to repeal and add Section 8547.1 of the Government Code</i>
SB 981 (Polanco)	Public Construction Projects	ORIM	521	
Summary: Among other things, changes the conditions under which state and local agencies may utilize wrap-up insurance policies and it would enable the California State University and the University of California to also utilize wrap-up policies. (Urgency Statute--effective September 27, 1999.)				<i>An act to amend Section 4420.5 of, and to repeal and add Section 4420 of the Government Code</i>

Measure (Author)	Topic	Office	Chapter	Code Section Affected
SB 1039 (Johnson)	Education: school facilities: funding	OPSC	1001	<i>An act relating to education</i>
Summary: Contains two independent provisions, one of which relates to the Leroy F. Greene School Facilities Act of 1998. Existing law prohibits any school district that deposits the proceeds from the sale of surplus property pursuant to that provision from applying for funding for school construction or modernization within five years from the date of the last deposit. This bill would authorize any school district that is in Orange County that deposited proceeds derived from the sale of surplus property into the general fund of the school district and used those proceeds for general fund purposes to have its district eligibility approved by the State Allocation Board. The bill further provides that apportionment for specific projects may not be approved until the expiration of the five-year period. (Urgency Statute--effective October 10, 1999.)				
SB 1068 (Escutia)	School Districts: year-round schools: grant program	OPSC	154	<i>An act to add Section 42269 to the Education Code</i>
Summary: Requires the state Department of Education to conduct a study of the Year-Round School Grant Program to develop an equitable method of phasing out the program over a multiyear period. The bill would require the department to complete the study and present its findings to the Legislature on or before July 1, 2000.				
SB 1091 (Ortiz)	Governor's Residence	RES/PS	732	<i>An act to add and repeal Section 8175 of the Government Code</i>
Summary: Creates the "Governor's Permanent Residence Commission" (Commission) to oversee the planning and creation of a Governor's residence. The Commission shall be comprised of the following members or their designated representative: Speaker of the Assembly, President pro Tempore of the Senate, Minority Leader of the Assembly, Minority Leader of the Senate, Secretary of State and Consumer Services Agency (SCSA), Secretary of Business, Transportation and Housing, the Director of Finance, the Director of General Services, and the Executive Director of the Capitol Area Development Authority. (Urgency Statute--effective October 10, 1999.)				
SB 1093 (Johnston)	DGS Lease Purchase Option: Teale Data Center	RES/PS	293	<i>An act to add Section 14669.14 to the Government Code</i>
Summary: Authorizes the DGS to execute the purchase option on the Stephen P. Teale Data Center (Data Center) at 3101 Gold Camp Drive, Rancho Cordova, pursuant to terms of the Data Center's existing lease-purchase agreement.				
SB 1122 (Alarcon)	Seismic Safety: schools: earthquake hazards	DSA	294	<i>An act to add Section 8587.7 to the Government Code</i>
Summary: Requires the Office of Emergency Services (OES), in cooperation with the DGS, the Department of Education, and the Seismic Safety Commission, to develop an educational pamphlet for use by grades K-14 personnel to identify and mitigate the risks posed by nonstructural earthquake hazards. The bill appropriates \$75,000 from the General Fund to the OES for these purposes.				

Measure (Author)	Topic	Office	Chapter	Code Section Affected
SB 1126 (Costa)	Criminal Procedure: arraignment: audiovideo	BC	888	
Summary: (1) Eliminates the pilot project status and allows system-wide expansion of the Department of Corrections' (CDC) use of electronic audiovideo communication technology for an inmate's arraignment and initial court appearance in lieu of his or her presence in the courtroom; (2) allows the State Board of Control to arrange for hearings to impose or amend a restitution order upon an inmate incarcerated in a CDC facility to be conducted via electronic audiovideo communication technology in lieu of his or her physical presence in the courtroom; and (3) clarifies that the courts retain jurisdiction over a person subject to a restitution order for purposes of imposing or amending the order after he or she is sent to the CDC to serve his or her sentence.				<i>An act to amend Sections 977.2, and 1202.41 of, and to add Section 1202.46 to the Penal Code, and to add Items 5240-103 and 5240-493 to Section 2.00 of the Budget Act of 1999</i>
SB 1250 (Escutia)	Restitution	BC	121	
Summary: This DGS-sponsored bill clarifies that restitution orders may specifically cover a victim's mental health therapy expenses.				<i>An act to amend Section 1202.4 of the Penal Code</i>

LEGISLATIVE SUMMARY OF BILLS VETOED IN 1999

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Measure (Author)	Topic	Office	Status	Code Section Affected
AB 137 (Firebaugh)	Schoolsites: hazardous materials	OPSC	Vetoed	
Summary: Provisions affect the state school construction and modernization program, the school site acquisition process, and student health issues at existing school sites. Includes various provisions intended to identify existing school sites that may not have been subject to an environmental assessment when originally acquired and constructed or that may have become contaminated subsequent to acquisition and construction. Requires the State Allocation Board to conduct a pilot program to evaluate whether school sites are free of hazardous material and submit to the Legislature by March 1, 2002, a final report on the pilot program.				<i>An act to add Section 17214 to the Education Code</i>
AB 214 (Wiggins)	Public Contracts: materials origin	RES/PM RES/PS	Vetoed	
Summary: Establishes a requirement that all public entities require their contractors, on public works projects with an estimated value of \$50,000 or more, to use products and materials produced in the United States, unless materials are not available. Further, the measure establishes a five percent preference for contractors who use products and materials produced in the state of California.				<i>An act to add Chapter 3.5 (commencing with Section 4000) to Part 1 of Division 2 of the Public Contract Code</i>
AB 442 (Cedillo)	State Funds: use to discourage unionization	OHR	Vetoed	
Summary: Prohibits an employer that derives revenue from state property through a lease, concession contract, or other agreement from discouraging unionization by his or her employees. The bill would require every contract for the payment of state funds to an employer covered by the bill to contain a covenant that the employer will comply with the bill. The bill would authorize any labor organization or collective bargaining representative to file a complaint with the Labor Commissioner for alleged violation of the bill and would require the Labor Commissioner to conduct a hearing and determine whether, by a preponderance of the evidence, it is likely that the employer has used state funds to discourage unionization.				<i>An act to add Section 16318 to the Government Code</i>

Measure (Author)	Topic	Office	Status	Code Section Affected
AB 470 (Wildman)	Public Works: design-build contracts	DSA	Vetoed	
<p>Summary: Allows school districts to use a design build contract for school projects under specified criteria based on qualifications, bidding procedures, and seismic safety standards. The bill prohibits school districts from withholding retention proceeds from the design build entity. The bill requires the Superintendent of Public Instruction to consult with the DGS, among other specified public entities, to develop a school district owner's checklist for design build projects, which would include cost containment guidelines, by June 30, 2000.</p>				<p><i>An act to add and repeal Chapter 2.5 (commencing with Section 17250.10) of Part 10.5 of the Education Code, to add and repeal Section 15801.5 of the Government Code, and to add and repeal Article 3.3 (commencing with Section 20119.10) of Chapter 1 of Part 3 of Division 2 of the Public Contract Code</i></p>

Measure (Author)	Topic	Office	Status	Code Section Affected
AB 486 (Wayne)	Administrative Law: regulations and interpretations	OLS	Vetoed	
<p>Summary: Revises the procedural requirements applicable to regulatory action, as defined, revises the requirement of an agency statement, and prescribes a new procedure by which a state agency may communicate, in a non-binding, advisory form, the agency's interpretation of a statute, regulation, agency order, court decision, or other provision of law that the agency enforces or administers or that governs the agency's procedures in accordance with specified public comment, notice, and hearing requirements. The bill would also provide that any interested person may request that the Office of Administrative Law review the advisory interpretation pursuant to specified procedures by transmitting a written request to the office and the agency that adopted the advisory interpretation.</p>				<p><i>An act to amend Sections 11342, 11343, 11346.1, 11346.9, 11349.1, 11349.3, 11349.4, 11349.5, and 11356 of, and to add Article 10 (commencing with Section 11360.010) and Article 11 (commencing with Section 11365.010) to Chapter 3.5 of Part 1 of Division 3 of Title 2 of the Government Code, and to amend Section 1198.4 of the Labor Code</i></p>
AB 806 (Keeley)	Public Works Contracts: retention proceeds	RES/PM	Vetoed	
<p>Summary: Limits the amount of funds that a public entity, a contractor, or subcontractor, may hold in "retention" on public works projects to five percent of the payment and no more than five percent of the contract price, and applies all of the above requirements to all public works contracts entered into after January 1, 2000. Nothing in this measure can be construed to require a public entity to pay for work that is in dispute or interferes with the public entity's ability to withhold 150 percent of the value of any work in dispute from the final payment. Further, the measure allows the state to include an interview of potential bidders during the prequalification phase of a project. Finally, the measure prohibits any party to a public works project from requiring another party to waive the requirements of this bill.</p>				<p><i>An act to amend Section 10160 of, and to add Section 7201 to the Public Contract Code</i></p>

Measure (Author)	Topic	Office	Status	Code Section Affected
AB 1207 (Shelley)	Environmental Health and Safety: hazards	OPSC	Vetoed	
<p>Summary: Establishes the Healthy Schools Act of 1999. This bill would require the state Department of Health Services to develop a manual regarding best management practices for achieving healthy indoor air quality in schools and distribute the manual to every school district. The bill would require the Department of Pesticide Regulation to facilitate the adoption of an integrated pest management program, develop criteria for California schools to facilitate the adoption of least-hazardous pest control practices, and establish an integrated pest management training program. The bill would require, with certain exceptions, a school administrator to provide parents with written notification of any school pesticide application and post notices in school areas where pesticides will be and have been applied as provided under the bill.</p>				<p><i>An act to add Article 4 (commencing with Section 17608) to Chapter 5 of Part 10.5 of the Education Code, to add Article 17 (commencing with Section 13180) to Chapter 2 of Division 7 of the Food and Agricultural Code, to add a heading as Article 1 (commencing with Section 105400) to, and to add Article 2 (commencing with Section 105500) to Chapter 7 of Division 103 of the Health and Safety Code</i></p>
AB 1410 (Margett)	Construction Contracts: progress payments	RES/PM	Vetoed	
<p>Summary: Increases the penalties for late payment by local public entities on construction contracts from ten percent annually to 24 percent annually and allows for the collection of attorneys' fees.</p>				<p><i>An act to amend Section 3260.1 of the Civil Code, and to amend Section 20104.50 of the Public Contract Code</i></p>

Measure (Author)	Topic	Office	Status	Code Section Affected
AB 1596 (Florez)	School Facilities: task force	OPSC	Vetoed	<i>An act relating to school facilities</i>
<p>Summary: Establishes the 15-member Task Force on Financing Essential School Facilities (Task Force). The Task Force shall consist of the following 15 members: the Treasurer and Secretary of the State and Consumer Services Agency, who shall serve as Co-Chairs of the Task Force; four members appointed by the Governor; three members appointed by the Treasurer; two members appointed by the Superintendent of Public Instruction; two members appointed by the Senate Rules Committee; and two members appointed by the Speaker of the Assembly.</p>				
AB 1657 (Committee on Utilities and Commerce)	Capital Facilities Fees	RES/PS	Vetoed	<i>An act to amend Sections 54999.2 and 54999.4 of, and to add Section 54999.35 to, the Government Code, and to amend Section 16402 of, and to add Section 10004.5 to the Public Utilities Code</i>
<p>Summary: Establishes a procedure for notification by municipal electric utility companies to affected K-12 school districts, county offices of education, community college districts, California State University, University of California and all state agencies of the imposition of new capital facilities fees or the increase of an existing capital facilities fee. Further, the measure intends to impose a prospective 120-day statute of limitations for initiating a judicial challenge to these fees.</p>				

Measure (Author)	Topic	Office	Status	Code Section Affected
AB 1663 (Wright)	Energy Conservation Projects	RESO/OEA	Vetoed	
Summary: <ul style="list-style-type: none"> • Extends the sunset dates of the State Energy Conservation Assistance Account and the Local Jurisdiction Account from the current expiration dates of January 1, 2001, and January 1, 2002, to January 1, 2011. • Requires the State Energy Resources Conservation and Development Commission (Commission) to provide loans to local jurisdictions for various energy conservation purposes such as feasibility studies, energy conservation projects, local transportation systems, technical assistance, etc. • Makes changes relative to the terms and conditions of the energy loans, make technical changes to existing law, remove obsolete provisions and revise some Commission powers related to the administration of these changes. • Extends the sunset dates for the Energy Efficiency Revenue Bond Program and an associated statute regarding benefit sharing from the current expiration date of January 1, 2000, to January 1, 2005. 				<i>An act to amend Section 15814.15 of the Government Code, and to amend Sections 25008.5, 25410.5, 25410.6, 25411, 25413, 25415, 25416, 25417.5, 25419, 25421, 25441, 25442, 25442.7, 25443.5, 25445, 25449.1, 25449.3, and 25449.4 of, and to repeal Sections 25412.5, 25442.5, 25446, and 25447.2, of the Public Resources Code</i>

Measure (Author)	Topic	Office	Status	Code Section Affected
AB 1696 (Davis)	Public Contracts	PD	Vetoed	
Summary: This DGS-sponsored bill makes technical, clarifying changes to the various provisions of law governing state contracts. More specifically, the bill would: (1) provide consistency in the use of terms (i.e. commodities = goods; vendors = suppliers, etc.); (2) clarify that AB 835 (Ch. 1030, Stats. of 1998) includes services; and (3) correct cross references in the California Prompt Payment Act which were overlooked in AB 2275-Kuykendall (Ch. 916, Statutes of 1998). This bill was vetoed because of chaptering issues with Senate Bill 401 and Senate Bill 966.				<i>An act to amend Section 3320 of the Civil Code, to amend Section 14838.5 of the Government Code, to amend Section 38079 of the Health and Safety Code, to amend Sections 10295, 10295.1, 10295.5, 10300, 10302.5, 10302.6, 10304, 10307, 10308, 10308.5, 10309, 10310, 10311, 10312, 10313, 10314, 10315, 10318, 10319, 10320, 10320.5, 10321, 10325, 10326, 10327, 10328, 10330, 10331, 10332, 10333, 10334, 12100.5, 12100.7, 12101, 12102, 12103, 12104, 12108, 12109, 12112, 12113, and 12120 of, to amend the heading of Article 3 (commencing with Section 10300) of Chapter 2 of, to amend the heading of Chapter 2 (commencing with Section 10290) of, and to amend the heading of Chapter 3 (commencing with Section 12100) of Part 2 of Division 2 of, and to repeal Sections 12111 and 12113.5 of the Public Contract Code</i>

Measure (Author)	Topic	Office	Status	Code Section Affected
SB 44 (Polanco)	Civil Rights: outreach	OHR	Vetoed	
Summary: Declares the Legislature's finding that the California Constitution's prohibition against affirmative action does not prevent government agencies from engaging in focused outreach programs and the recruitment of minority groups and women if they are underrepresented in entry level positions in education and public sector jobs. Further, this bill prescribes a method for determining "underrepresentation" and expresses legislative intent that the outreach policy in this bill allows public sector employers and educational institutions to conduct outreach programs.				<i>An act to add Section 11139.6 to the Government Code</i>
SB 48 (Sher)	Public Records: disclosure	BC	Vetoed	
Summary: Authorizes the Attorney General to issue an opinion on the validity of a state or local agency's denial of a request for information under the California Public Records Act (PRA). This bill would also authorize superior courts, upon making certain findings, to fine state and local agencies \$100 for each day that public records were wrongfully withheld from a requester, with a maximum fine of \$10,000.				<i>An act to amend Sections 6255 and 6259 of, and to add Sections 6253.3, 6257, and 6259.1 to the Government Code</i>
SB 73 (Murray)	State Contracts: participation goals	PD OSBCR	Vetoed	
Summary: Establishes a new and additional state contract participation goal program for small and disabled veteran business enterprises that closely mirrors the former participation goals for minority and women, and the existing participation goals for disabled veteran business enterprises (M/W/DVBE). Although identical in its administrative provisions, the bill proposes a participation goal of 30 percent for small businesses that is different from the former participation goals of 15 percent for minority business enterprises and five percent for women business enterprises. The bill would also duplicate existing participation goals for disabled veterans business enterprises with an identical goal of three percent. The bill would not repeal the statutes related to the former M/WBE participation program or the existing DVBE participation program.				<i>An act to add Chapter 7 (commencing with Section 16860) to Part 3 of Division 4 of Title 2 of the Government Code, and to add Section 20103 to, and to add Article 1.6 (commencing with Section 10116) to Chapter 1 of Part 2 of Division 2 of the Public Contract Code</i>

Measure (Author)	Topic	Office	Status	Code Section Affected
SB 182 (Peace)	Public Contracts: conflict of interest	PD	Vetoed	
Summary: Makes the conflict of interest provisions that currently apply to goods and services applicable to electronic data processing and telecommunications goods or services.				<i>An act to amend Section 10430 of the Public Contract Code</i>
SB 774 (Haynes)	School Facilities: Val Verde Unified School District	OPSC	Vetoed	
Summary: Authorizes the State Allocation Board (Board) until June 30, 2002, to approve a deferral of lease payments under the State Relocatable Classroom Law of 1979, pursuant to terms and conditions determined by the Board, when certain conditions are met by a school district, including that the school district's debt exceeds 95 percent of its bonding capacity and that the school district is experiencing classroom overcrowding at its elementary schools and high schools according to basic loading standards. This bill contains an urgency clause.				<i>An act to add and repeal Section 17089.1 of the Education Code</i>
SB 794 (Speier)	State Government: employees: contract provisions	PD	Vetoed	
Summary: Requires the Department of Corrections or the Department of Transportation, when it uses operating budget funds to pay a legal settlement or judgment in excess of \$10,000 in an employee-related matter, to provide specified information in a report to be filed with the Department of Finance and the budget committee of each house of the Legislature. The bill would also provide that a state employment contract can not provide for a severance payment to the employee, on contract termination, of an amount greater than four weeks of compensation. This provision would not apply to termination for specified reasons and would not apply to employment contracts governed by collective bargaining.				<i>An act to add Section 11163 to the Government Code, and to add Section 7210 to the Public Contract Code</i>
SB 993 (Hayden)	Education: school facilities: contamination	OPSC	Vetoed	
Summary: Requires (a) development of standards for the assessment and mitigation of school sites with toxic exposure and requires the California Department of Education to incorporate the standards into a school site selection process; (b) school districts to follow certain requirements as a condition of receiving state facilities funds; (c) the Department of Toxic Substances Control to prescribe remedial action and be monitored by an advisory committee, to the extent the community wishes to form one; and (d) the DGS, through its Division of the State Architect to revise current standards for the design of school buildings to best protect and promote children's health and learning abilities.				<i>An act to add Sections 17214, 17214.1, 17214.2, 17214.3, and 17301.5 to the Education Code</i>

Measure (Author)	Topic	Office	Status	Code Section Affected
SB 1016 (Bowen)	Employee Computer Records	IT	Vetoed	
Summary: Prohibits employers from “secretly monitoring” employees’ private e-mail and personal files maintained on their work computers. Specifically, an employer who intends to inspect, review, or retain any personal electronic mail or any other personal computer records generated by an employee shall prepare and distribute to all employees, by hardcopy or electronic notice, upon the commencement of employment for new employees, or by March 1, 2000, for existing employees, the employer’s workplace privacy and electronic monitoring policies and practices.				<i>An act to add Section 1198.6 to the Labor Code</i>
SB 1065 (Bowen)	Public Records: electronic format	OLS	Vetoed	
Summary: Makes various changes to the California Public Records Act by providing that agencies that have public records available in electronic format make that information available in an electronic format when requested.				<i>An act to amend Section 6253 of, and to add Section 6253.2 to the Government Code</i>
SB 1104 (Chesbro)	Developmental Services	RES/PS	Vetoed	
Summary: Existing law authorizes the Director of General Services, with the consent of the state Department of Developmental Services (DDS), to lease certain real property on the grounds of the Agnews State Hospital to a nonprofit corporation. Under existing law, in addition to the rent paid by the nonprofit corporation to the state, the nonprofit corporation is required to pay the state 50 percent of the gross rental income resulting from certain subleases through June 30, 2024, and 75 percent of the gross rental income from July 1, 2024 to July 1, 2053, for deposit in the Developmental Disabilities Services Account. This bill would appropriate \$1,000,000 from the account to the DDS for expenditure through a request for proposal process or projects that expand the availability of affordable housing for persons with developmental disabilities. This bill contains an urgency clause.				<i>An act to amend Section 14672.9 of the Government Code, and to amend Sections 4690.3, 4690.4, and 4691.5 of the Welfare and Institutions Code</i>

